

# **EXHIBIT 2**

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS  
NO. 04 CV 11522 (JLT)

<b>STEVEN R. KINCAID,</b>	)	
	)	
<b>Plaintiff,</b>	)	<b>SUPPLEMENTAL RULE 26(a)(1)</b>
	)	<b>INITIAL DISCLOSURES</b>
<b>v.</b>	)	
	)	
<b>BANK OF AMERICA CORPORATION,</b>	)	
	)	
<b>Defendant.</b>	)	
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Bank of America Corporation (hereafter "Defendant") makes the following supplemental initial disclosures pursuant to Rule 26(e) of the Federal Rules of Civil Procedure:

A. The name and, if known, the address and telephone number of each individual likely to have discoverable information that the disclosing party may use to support its claims or defenses, unless solely for impeachment, identifying subjects of the information;

**RESPONSE:**

1. **Sheila K. Burroughs**  
**Market Information Manager**  
**IJL Building**  
**201 North Tryon Street**  
**Charlotte, North Carolina 28255**  
**(May only be contacted through Defendant's counsel)**

**Ms. Burroughs may have knowledge of Plaintiff's assignments and performance while Plaintiff was employed by Defendant. Additionally, Ms. Burroughs may have knowledge of the allegations in Plaintiff's Complaint.**

2. **Susan Haloulos**  
**Market Information Manager**  
**Greenville Plaza**

**7 North Laurens Street  
Greenville, South Carolina 29601  
(May only be contacted through Defendant's counsel)**

**Ms. Haloulos is a co-employee from Plaintiff's former work group and may have knowledge of Plaintiff's performance and ability to work on a team.**

- 3. Allison Hart  
Marketing Product Manager  
IJL Building  
201 North Tryon Street  
Charlotte, North Carolina 28255  
(May only be contacted through Defendant's counsel)**

**Ms. Hart is a co-employee from Plaintiff's former work group and may have knowledge of Plaintiff's performance and ability to work on a team.**

- 4. LeRoy Leiker  
Market Information Manager  
Bank of America Corporate Center  
100 North Tryon Street  
Charlotte, North Carolina 28255  
(May only be contacted through Defendant's counsel)**

**Mr. Leiker is a co-employee from Plaintiff's former work group and may have knowledge of Plaintiff's performance and ability to work on a team.**

- 5. Vipin Mayar  
One Independence Center  
101 North Tryon Street  
Charlotte, North Carolina  
(May only be contacted through Defendant's counsel)**

**Mr. Mayar was Plaintiff's indirect supervisor and may have knowledge of the decision to terminate Plaintiff and to disband the Customer Analysis Modeling & Research Department.**

- 6. Rick McFarland  
1219 S. Wendover Road  
Charlotte, North Carolina 28211**

**Mr. McFarland is a former employee of Bank of America and was a co-worker of Plaintiff. Mr. McFarland may have knowledge of Plaintiff's performance and relationships with co-workers.**

7. **Kimela Heenan**  
**10860 Painted Tree Road**  
**Charlotte, North Carolina 28226**

**Ms. Heenan was a recruiter for Bank of America and may have knowledge about the Market Manager position.**

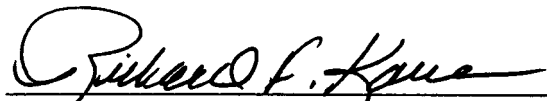
8. **Elizabeth Janak**  
**5 Canada Square**  
**London**  
**5AQE14**  
**United Kingdom**  
**(May only be contacted through Defendant's counsel)**

**Ms. Janak may have knowledge of the Plaintiff's termination and terminations of other employees within Plaintiff's department.**

9. **Martha W. Moore**  
**Legal Department, NC1-002-29-01**  
**101 South Tryon Street**  
**Charlotte, NC 28255**  
**(May only be contacted through Defendant's counsel)**

**Ms. Moore may have knowledge of the investigation conducted by Bank of America after receiving correspondence from Plaintiff's attorney.**

This the 8<sup>th</sup> day of September 2005.



**Richard F. Kane (admitted pro hac vice)**  
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**Attorneys for Bank of America, N.A.**